

**UNITED STATES DEPARTMENT OF COMMERCE****United States Patent and Trademark Office**

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
08/980,395	11/28/97	SONTHEIMER	H D5858D1

MORGAN, LEWIS, AND BOCKIUS, LLP  
1800 M STREET, N.W.  
WASHINGTON DC 20036

HM12/0413

 EXAMINER

HUFF, S

ART UNIT	PAPER NUMBER
1642	29

DATE MAILED:

04/13/01

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

## Interview Summary

Application No.  
08/980,394

Applicant(s)

Sontheimer et al

Examiner

Sheela J. Huff

Group Art Unit

1642



All participants (applicant, applicant's representative, PTO personnel):

(1) Sheela J. Huff

(3) Michael Tuscan

(2) Bob Smith

(4) \_\_\_\_\_

Date of Interview Apr 12, 2001

Type:  Telephonic  Personal (copy is given to  applicant  applicant's representative).

Exhibit shown or demonstration conducted:  Yes  No. If yes, brief description:

Agreement  was reached.  was not reached.

Claim(s) discussed: all pending claims

Identification of prior art discussed:

prior art of record

Description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Atty proposed amending the claims to recite human use. The Examiner will reconsider the art rejections based on this.

The Examiner will also look at possible enablement issues. The statutory double patenting rejection should have been an obviousness-type double patenting.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

1.  It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph above has been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a response to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

2.  Since the Examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the interview unless box 1 above is also checked.

SHEELA J. HUFF  
PRIMARY EXAMINER  
ART UNIT 1642

Examiner Note: You must sign and stamp this form unless it is an attachment to a signed Office action.